## Case 19-16929-mdc Doc 63 Filed 11/11/20 Entered 11/12/20 00:43:09 Desc Imaged Certificate of Notice Page 1 of 5

United States Bankruptcy Court Eastern District of Pennsylvania

In re: Case No. 19-16929-mdc

April L. Anderson Chapter 13

Debtor(s)

**CERTIFICATE OF NOTICE** 

District/off: 0313-2 User: Adminstra Page 1 of 2
Date Rcvd: Nov 09, 2020 Form ID: pdf900 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 11, 2020:

Recipi ID Recipient Name and Address

db + April L. Anderson, 349 Van Kirk Street, Philadelphia, PA 19120-1134

TOTAL: 1

 $Notice \ by \ electronic \ transmission \ was \ sent \ to \ the \ following \ persons/entities \ by \ the \ Bankruptcy \ Noticing \ Center.$ 

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

#### NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 11, 2020 Signature: /s/Joseph Speetjens

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 9, 2020 at the address(es) listed below:

Name Email Address

JOSHUA I. GOLDMAN

on behalf of Creditor Nationstar Mortgage LLC D/B/A Mr. Cooper Josh.Goldman@padgettlawgroup.com

kevin.shatley@padgettlawgroup.com

JOSHUA I. GOLDMAN

on behalf of Creditor MTGLQ Investors L.P. Josh.Goldman@padgettlawgroup.com, kevin.shatley@padgettlawgroup.com

MICHAEL A. CATALDO2

on behalf of Debtor April L. Anderson ecf@ccpclaw.com igotnotices@ccpclaw.com

MICHAEL A. CIBIK2

on behalf of Debtor April L. Anderson ecf@ccpclaw.com igotnotices@ccpclaw.com

REBECCA ANN SOLARZ

on behalf of Creditor Nationstar Mortgage LLC D/B/A Mr. Cooper bkgroup@kmllawgroup.com

REBECCA ANN SOLARZ

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on behalf of Creditor MTGLQ Investors L.P. bkgroup@kmllawgroup.com

United States Trustee

USTPRegion03.PH.ECF@usdoj.gov

WILLIAM C. MILLER, Esq.

 $ecfemails@ph13trustee.com\ philaecf@gmail.com$ 

TOTAL: 8

# IN THE UNITED STATES BANKRUPCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE:	
APRIL L. ANDERSON DEBTOR	) CHAPTER 13
MTGLQ INVESTORS, L.P	) ) NO. 19-16929-MDC
VS.	)
APRIL L. ANDERSON DEBTOR	) 11 U.S.C. Section 362
WILLIAM C. MILLER TRUSTEE	) )

### **STIPULATION**

AND NOW, it is hereby stipulated and agreed by and between the undersigned as follows:

- 1. Movant is MTGLQ Investors, L.P..
- Debtor, April L. Anderson (hereinafter "Debtor") is the owner of the premises located at 349 Van Kirk Street, Philadelphia, PA 19120 (hereinafter the "Property").
- 3. On August 18, 2020, Movant filed a Motion for Relief and Debtor filed a Response on September 1, 2020.
- 4. Debtor is post-petition delinquent for the November 2019 payment (November 2019 @ \$495.90; December 2019 through October 2020 @ \$744.49). The post-petition arrearage on the mortgage held by Movant on the Property is \$9,916.29, which breaks down as follows:

Post-Petition Payments: \$8,685.29 (November 2019 @ \$495.90; December 2019 through October 2020 @ \$744.49.)
Fees & Costs Relating to Motion: \$1,231.00 (\$1,050.00 fees and \$181.00 costs)

Total Post-Petition Arrears with fees and costs: \$9,916.29

5. Debtor shall cure said arrearages in the following manner:

- a. Within ten (10) days of the filing of this Stipulation, Debtor shall file an Amended Chapter 13 Plan to include the post-petition arrears of \$9,916.29.
- b. Movant shall file an Amended or Supplemental Proof of Claim to include the postpetition arrears of \$9,916.29 along with the pre-petition arrears.
- c. The new 410A form for a Proof of Claim shall not be required for this Amended or Supplemental Proof of Claim.
- 6. Beginning with the payment due November 1, 2020 and continuing thereafter, Debtor shall pay to Movant the present regular monthly mortgage payment of \$744.49 (or as adjusted pursuant to the terms of the mortgage) on or before the first (1st) day of each month (with late charges being assessed after the 15th of the month).
- 7. Should Debtor provide sufficient proof of payments made, but not credited (front & back copies of cancelled checks and/or money orders), Movant shall adjust the account accordingly.
- 8. In the event the payments under Section 3 above are not tendered pursuant to the terms of this stipulation, Movant shall notify Debtor and Debtor's attorney of the default in writing and the Debtor may cure said default within FIFTEEN (15) days of the date of said notice. If Debtor should fail to cure the default within fifteen (15) days, Movant may file a Certification of Default with the Court and the Court shall enter an Order granting Movant immediate relief from the automatic stay and waiving the stay provided by Bankruptcy Rule 4001(a)(3).
- 9. If the case is converted to Chapter 7, Movant shall file a Certification of Default with the Court and the Court shall enter an order granting Movant relief from the automatic stay.

- 10. If the instant bankruptcy is terminated by either dismissal or discharge, this agreement shall be null and void, and is not binding upon the parties.
- 11. The provisions of this stipulation do not constitute a waiver by Movant of its right to seek reimbursement of any amounts not included in this stipulation, including fees and costs, due under the terms of the mortgage and applicable law.
- 12. The provisions of this stipulation are without prejudice to any of our rights and remedies available to the Trustee.
- 13. The parties agree that a facsimile signature shall be considered an original signature.

Date: 11-6-20 By: /s/ Joshua I. Goldman

Joshua I. Goldman, Esquire Attorney for Movant

Date: 11-6-20 By: /s/ Michael A. Cataldo, Esquire (w/ permission)

Michael A. Cataldo, Esquire

Attorney for Debtor

Date: 11-6-20 By: /s/ William C. Miller (w/ permission)

William C. Miller, Esquire

Chapter 13 Trustee

Approved by the Court this 9th day of November, 2020. However, the court retains discretion regarding entry of any further order.

Magdeline D. Coleman

Chief U.S. Bankruptcy Judge

Magdelin D. Colem